

Honorable James L. Robart

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ROTHSCHILD BROADCAST  
DISTRIBUTION SYSTEMS, LLC,

Plaintiff,

v.

CREATIVELIVE, INC.,

Defendant.

Civil Action No. 22-cv-771JLR

STIPULATED MOTION TO SET ASIDE  
DEFAULT AND EXTEND TIME TO  
RESPOND TO COMPLAINT

NOTE ON MOTION CALENDAR:  
July 11, 2022

Plaintiff ROTHSCCHILD BROADCAST DISTRIBUTION SYSTEMS, LLC  
("Rothschild") and Defendant CREATIVELIVE, INC. ("CreativeLive"), hereby stipulate as  
follows:

Rothschild filed a Complaint against CreativeLive alleging patent infringement on June 2,  
2022 (Dkt. 1), and served it upon CT Corporation System ("CT Corporation"), registered agent  
for CreativeLive, on June 7, 2022.


CreativeLive has represented that after being served with the summons and complaint on  
June 7, 2022, CT Corporation sent a copy of the summons and complaint via email to the outdated  
contact information of a former employee of CreativeLive, which was never received, and mailed  
a copy of the complaint to CreativeLive via UPS, but the package, to date, was never delivered to

STIPULATED MOTION TO SET ASIDE DEFAULT  
AND EXTEND TIME TO RESPOND TO  
COMPLAINT - 1

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CCRL-6-0002P04 JSR

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1 CreativeLive's corporate offices. Accordingly, CreativeLive states that it never received the served  
2 summons and complaint from CT Corporation.

3 Rothschild filed proof of service on July 1, 2022 indicating that service of the complaint  
4 and summons in this matter on CT Corporation occurred on June 7, 2022 (Dkt. 8), and sought  
5 entry of default against CreativeLive the same day, which was entered on July 5, 2022 (Dkt. 11).

6 CreativeLive states that it first learned it had been served and of the entry of default on  
7 July 6, 2022, and immediately contacted Rothschild. CreativeLive states that it received for the  
8 first time an electronic copy of the summons from CT Corporation on July 7, 2022.

9 Rothschild lacks sufficient information to take a position on CreativeLive's foregoing  
10 statements. The Parties wish to cooperate in setting aside the default and providing a period of  
11 time for CreativeLive to evaluate the Rothschild complaint and respond to it. Accordingly,  
12 pursuant to Fed. R. Civ. P. 55(c), the Parties respectfully request that the Court:

- 13 1. Set aside the default against CreativeLive; and
  - 14 2. Grant CreativeLive an extension until July 28, 2022 to respond to Rothschild's  
15 complaint.
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1 RESPECTFULLY SUBMITTED July 11, 2022.

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STIPULATED MOTION TO SET ASIDE DEFAULT  
AND EXTEND TIME TO RESPOND TO  
COMPLAINT - 3

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**ORDER**

Stipulation approved and so ordered.

DATED this \_\_\_\_ day of \_\_\_\_\_ 2022.

\_\_\_\_\_  
United States District Judge

STIPULATED MOTION TO SET ASIDE DEFAULT  
AND EXTEND TIME TO RESPOND TO  
COMPLAINT - 4

Civil Action No. 22-cv-771JLR

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